

ASSIGNED
60895

Serial No.

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. FEB 07 1995

Returned to applicant for correction. FEB 21 1995

Corrected application filed. Proposed POD under 60046 6/21/94
Map filed Proposed POU Existing POD, POU
under 46783 4/4/83

The applicant Michael B. Stewart

P.O. Box 40 of Empire
Street and No. or P.O. Box No. City or Town

Nevada 89405 hereby make s. application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use of a Portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 29932 Certificate 10668
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.226 cfs (N.T.E. 68 AFA)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 13, T.30 N., R.22 E., M.D.B.&M.,
Describe as being within a 40-acre subdivision of public survey and by course and
or at a point bearing N. 17° 36' 34" E., 2927.2 feet from the S $\frac{1}{4}$ corner of said
distance to a section corner. If on unsurveyed land, it should be stated.
section 13.

6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 24, T.30 N., R.22 E.,
If point of diversion is not changed, do not answer.
M.D.B.&M. or at a point from which the E $\frac{1}{4}$ corner of said Section 24 bears
S. 86° 28' 58" E., a distance of 2627.89 feet.

7. Proposed place of use Portions of NE $\frac{1}{4}$ NE $\frac{1}{4}$ (12 acres) Section 24 & SE $\frac{1}{4}$ SE $\frac{1}{4}$ (5 acres)
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 13, all within T.30N., R.22E., M.D.B. & M.

8. Existing place of use NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ all within Section 24, T.30N.,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
R.22E., M.D.B. & M. (320 Acres) Remove Portions of NW $\frac{1}{4}$ SE $\frac{1}{4}$ (8.5 acres) & SW $\frac{1}{4}$ SE $\frac{1}{4}$
manner of use of irrigation permit, describe acreage to be removed from irrigation.
(8.5 acres) Section 24, T.30N., R.22E., M.D.B. & M.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Existing 24 inch diameter drilled well, pump,
State manner in which water is to be diverted, i.e. diversion structure.
motor & distribution system.
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$65,000.00

13. Estimated time required to construct works Well drilled under Permit 60047T.

14. Estimated time required to complete the application of water to beneficial use 3 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

For Proposed Point of Diversion please refer to map filed in support of
Application 60046. For Proposed Place of Use, & Existing Place of Use please
refer to map filed in support of Application 46783. For Existing Point of Diversion
please refer to map filed in support of Application 29932. This Application will be
supplimental to Application 46783.

Compared sm/gkl

cl/cmg

By s/ Robert H. Cantley
Sierra Resource Engineering, INC.
P.O. Box 24919 Nevada 89721
Carson City, Nevada 89721

Protested.....

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 29932 (Certificate 10668) is issued subject to the terms and conditions imposed in said Permit 29932 (Certificate 10668) and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 46783 and 60895 shall not exceed 68.0 acre-feet annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.226 cubic feet per second, but not to exceed 68.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before March 29, 1997

Proof of completion of work shall be filed before April 29, 1997

Application of water to beneficial use shall be made on or before March 29, 1999

Proof of the application of water to beneficial use shall be filed on or before April 29, 1999

Map in support of proof of beneficial use shall be filed on or before April 29, 1999

Completion of work filed MAY 29 1997

Proof of beneficial use filed MAR 30 1999

Cultural map filed MAR 30 1999

Certificate No. 15244 Issued AUG 16 1999

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 29th day of March

A.D. 1996

R. Michael Turnipseed
 State Engineer